

1 XAVIER BECERRA
Attorney General of California
2 JANE ZACK SIMON
Supervising Deputy Attorney General
3 LAWRENCE MERCER
Deputy Attorney General
4 State Bar No. 111898
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 510-3488
6 Fax: (415) 703-5480
E-mail: Larry.mercer@doj.ca.gov
7 *Attorneys for Petitioner and*
Real Party in Interest

FILED
Superior Court of California
County of San Francisco

APR 24 2019

CLERK OF THE COURT
BY: [Signature]
Deputy Clerk

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9
10 COUNTY OF SAN FRANCISCO

11
12 **DEAN GRAFILO, DIRECTOR,**
13 **DEPARTMENT OF CONSUMER**
AFFAIRS, STATE OF CALIFORNIA,

14 Petitioner,

15 v.

16 **RON KENNEDY, M.D.,**

17 Respondent,

18 **KIMBERLY KIRCHMEYER, EXECUTIVE**
19 **DIRECTOR, MEDICAL BOARD OF**
20 **CALIFORNIA,**

21 Real Party in Interest.

Case No. CPF-19-516531

[PROPOSED] JUDGMENT ON ORDER
GRANTING PETITION TO COMPEL
COMPLIANCE WITH
INVESTIGATIONAL SUBPOENAS

(Gov. Code §11188)

Date: April 15, 2019

Time: 9:30 a.m.

Dept: 302

Judge: Hon. Ethan P. Schulman

Trial Date: April 15, 2019

Action Filed: February 1, 2019


22 This matter came on regularly for hearing on April 15, 2019, on the Order to Show Cause
23 for Order Compelling Compliance with Investigational Subpoenas filed by Petitioner Dean
24 Grafilo against Respondent Ron Kennedy, M.D. Petitioner was represented by Xavier Becerra,
25 Attorney General, by Lawrence Mercer, Deputy Attorney General. Respondent was represented
26 by his attorneys Jacques G. Simon and Michael Machat.
27
28

1 The Court considered the Petition, opposition thereto and the oral argument by the parties
2 and entered an Order granting the Petition.

3 IT IS ORDERED, ADJUDGED AND DECREED that Respondent Ron Kennedy, M.D.,
4 shall appear before the officer named in the subpoena at the Office of the Attorney General, 455
5 Golden Gate Avenue, Suite 11000, San Francisco, California, on April 26, 2019 at 10:00 a.m., or
6 at such earlier time and place as the parties may agree, and shall at that time produce and permit
7 the inspection and copying of the materials described in the subpoena.
8

9 Dated:

April 24, 2019

10
11 
12 ETHAN P. SCHULMAN
13 Judge of the Superior Court
14
15

16 SF2018201909
17 21417307.docx
18
19
20
21
22
23
24
25
26
27
28